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E.O. 11652: GDS

 $TAGS:\ PFOR, MASS, JO, MO, IR, US$

SUBJECT: MILITARY ASSISTANCE TO MOROCCO

REF: A. TEHRAN 2230; B. TEHRAN 2068; C. TEHRAN 2067 (ALL NOTAL)

1. REF B INDICATES GOI PLANS MAKE US AND MOROCCAN AGREE-MENT TO DIVERT TO IRAN SIXTEEN MOROCCAN 155S NOW ON ORDER A CONDITION OF IRAN'S TRANSFER REQUEST. USG CANNOT REPEAT NOT INITIATE ACTION FOR SUCH DIVERSION. TERMS ON WHICH MOROCCO RELINQUISHES ITS CLAIM ON FUTURE PRODUCTION IN FAVOR OF IRAN OR AGREES TO FUTURE TRANSFER OF THESE ITEMS TO IRAN AFTER IT ASSUMES TITLE TO THEM MUST BE SECRET

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NEGOTIATED BETWEEN MOROCCO AND IRAN. THERE ARE TWO

POSSIBLE ROUTES TO FOLLOW:

A. MOROCCO CAN AGREE TO DIVERT THE HOWITZERS PRIOR TO DELIVERY FROM PRODUCTION. TO ACCOMPLISH THIS, GOM SHOULD FILE LETTER WITH DOD RELINQUISHING ITS PLACE ON PRODUCTION SCHEDULE IN FAVOR OF IRAN. DOD WOULD RENEGOTIATE CONTRACT WITH MANUFACTURER SPECIFYING NEW CUSTOMER AND WOULD SIGN NEW LETTER OF OFFER WITH GOI. IRAN AND MOROCCO WOULD HAVE TO WORK OUT BETWEEN THEM-

SELVES FINANCIAL ASPECTS OF THIS ARRANGEMENT. USG WOULD NOT REPEAT NOT GET INVOLVED IN NEGOTIATIONS BETWEEN GOM AND GOI ON APPORTIONMENT OF PAYMENT.

- B. ALTERNATIVE IS FOR MOROCCO TO TAKE TITLE TO HOWITZERS FROM PRODUCTION LINE AS SCHEDULED IN FOURTH QUARTER CY 77, AND AT THAT TIME REQUEST USG APPROVAL FOR THIRD-PARTY TRANSFER TO IRAN. MOROCCO WOULD FULFILL ITS PAYMENT OBLIGATIONS UNDER THE FMS CONTRACT IN NORMAL MANNER AND ANY ADJUSTMENT FOR DIFFERENCES IN VALUE OF USED AND NEW HOWITZERS WOULD BE WORKED OUT BETWEEN GOM AND GOI WITHOUT USG INVOLVEMENT. ONLY POTENTIAL PROBLEM WITH OPTION B IS THAT WE CANNOT GUARANTEE CONGRESSIONAL APPROVAL OF A FUTURE TRANSFER WHICH WOULD BE GOVERNED BY POLITICAL AND OTHER CONSIDERATIONS AT THAT TIME.
- 2. GOI CAN, IF IT WANTS, IMMEDIATELY SUBMIT REQUEST WITHOUT CONDITIONS FOR AUTHORIZATION TO TRANSFER 16 HOWITZERS TO JORDAN. UNTIL USG RECEIVES SUCH A REQUEST, AS WELL AS TRANSFER ASSURANCES FROM GOJ, IT CANNOT REPEAT NOT INITIATE TRANSFER PROCEDURES (INCLUDING NOTIFICATION TO CONGRESS) AS SUGGESTED PARA 1, REF C.
- 3. WE CAN INITIATE TRANSFER PROCEDURES ON 6 F-5AS FROM IRAN TO JORDAN AS SOON AS GOI SUBMITS FORMAL TRANSFER REQUEST AND GOJ PROVIDES TRANSFER ASSURANCES, SINCE THIS TRANSFER NOT COMPLICATED BY REPLACEMENT PROBLEMS. WE ARE STILL WAITING FOR REQUIRED WRITTEN REPEAT WRITTEN STATEMENTS FROM BOTH PARTIES.

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4. ACTION REQUESTED:

FOR TEHRAN: INFORM GOI OF SUBSTANCE ABOVE AND ASCERTAIN WHETHER IT WILL IMMEDIATELY SUBMIT TRANSFER REQUEST FOR HOWITZERS WITHOUT CONDITIONS, OR WHETHER GOI PREFERS TO CONDUCT FURTHER DISCUSSIONS WITH MOROCCO ON REPLACEMENT TERMS IN ACCORDANCE PARA 1.

FOR TEHRAN AND AMMAN: EMPHASIZE TO GOI AND GOJ THAT USG CANNOT INITIATE TRANSFER PROCEDURES FOR HOWITZERS OR 6 F-5A'S BEFORE REQUIRED DOCUMENTATION RECEIVED.

FOR RABAT: INFORM GOM OF SUBSTANCE ABOVE AND SUGGEST THAT GOM AND GOI DISCUSS ARRANGEMENTS FOR REPLACEMENT OF HOWITZERS, NOTING THAT USG CANNOT START TRANSFER PROCEDURES UNTIL GOI SUBMITS TRANSFER REQUEST WITHOUT REPEAT WITHOUT CONDITIONS.

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